UNITED STATES DISTRICT COURT NORTHERN DISTRICT OF NEW YORK

PETER J. NICHOLS,

٧.

Plaintiff,

BAC HOME LOANS SERVICING LP d/b/a BANK OF AMERICA NA, and SELECT PORTFOLIO SERVICING, INC.,

Defendants.

STIPULATION OF DISCONTINUANCE

1:13-CV-00224

IT IS HEREBY STIPULATED AND AGREED, by and between the undersigned pro se Plaintiff and attorneys of record for the defendants in the above-entitled action, that whereas no party hereto is an infant or incompetent person for whom a committee has been appointed and no person not a party has an interest in the subject matter of the action, the above entitled action be, and the same hereby is discontinued, on the merits with prejudice without costs to either party.

This stipulation may be filed without further notice with the Clerk of the Court.

Dated:

Albany NV

PETER J. NICHOLS

212 First Street Scotia, NY 12302 Ph: 518-429-8456

Pro Se Plaintiff

BRYAN, CAVE LLP

Suzanne M. Berger

Scott H. Kaiser 1290 Avenue of the Americas

New York, NY 10104

Attorneys for Defendant Bank of America

LOCKE LOAD LLP

DAVID N. HURD United States District Judge

Dated:

SO OR

8/15/14

Utica, NY

Aseph N. Froelich

R.J. DeRose

Three World Financial Center, 20th Floor

New York, NY 10281

Attorneys for Defendant Select Portfolio

Servicing, Inc.